IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.27575 of 2008
GUDAR PASWAN
Versus
STATE OF BIHAR
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2. **22.08.2008** Heard learned counsel for the petitioner and the State.

Petitioner is an accused in a case registered for the offences under Sections 406, 409, 420, 467, 468, 471 and 120(B) of the Indian Penal Code.

It is submitted that the allegation is specific against the named accused Panchayat Secretary, namely Krishna Dev Kuwar who allegedly committed irregularity in the distribution of the rice meant for the distribution to the beneficiary under the governmental scheme in question. The petitioner is aged about 76 years and during investigation it has come that he was one of the members of the Monitoring Committee in distribution of the rice. He further submits that petitioner is suffering from serious ailments as would be appearing from the certificate of the doctor as contained in Annexure-2.

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Learned Addl. P.P. on the other hand submits that petitioner is being the member of the Monitoring Committee and he was obliged to monitor the distribution.

Having considered the submissions as noted above and the materials brought on record, it is directed that in the event of arrest or surrender within a period of four weeks from today, the petitioner, namely, Gudar Paswan be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount

each to the satisfaction of the Chief Judicial Magistrate, Samastipur in connection with Patori P.S. Case No. 09 of 2008 subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure.

Jagdish/- **(Shailesh Kumar Sinha,J)**

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